

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

JERMAINE SMITH,

Plaintiff,

CASE NO. 3:11-CV-221

-VS-

Judge Timothy S. Black

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

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JUDGMENT IN A CIVIL CASE

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☐ **Jury Verdict:** This action came before the Court for a trial by jury. The issues have been tried and the Jury has rendered its verdict.

☒ **Decision by Court:** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered,

**IT IS ORDERED AND ADJUDGED** that the ALJ's Non-Disability Finding is **FOUND NOT SUPPORTED BY SUBSTANTIAL EVIDENCE**, and is **REVERSED**; that this matter is **REMANDED** to the ALJ under the fourth sentence of 42 U.S.C. § 405(g); and that the case is **TERMINATED** from the docket of the Court.

Date: April 9, 2012

**JAMES BONINI, CLERK**

By: s/M. Rogers  
Deputy Clerk